

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL MISC. APPEAL No. 1840 of 2004

DHALLA RAM

V/S

JABBAR SINGH & ORS.

Mr. SK SANKHALA, for the appellant / petitioner

Date of Order : 24.1.2005

HON'BLE SHRI N P GUPTA, J.

ORDER

Heard learned counsel for the appellant.

The only contention raised is that the damages awarded for damage to the tractor are inadequate, inasmuch as, the appellant had produced the bills for repair of the tractor amount to Rs.28,478/-, still only Rs.19,000/- has been awarded, which is bad.

In my view, the learned trial Court has made a deduction of 1/3rd by way of depreciation, which cannot be said to be impermissible, so as to require interference in appeal.

The appeal thus, has no force, and is hereby dismissed summarily.

(N P GUPTA), J.

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